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GREENBERG TRAURIG, LLP

ATTORNEYS AT LAW

SUITE 700

2375 EAST CAMELBACK ROAD

PHOENIX, ARIZONA 85016

(602) 445-8000

Lynda R. Vescio, SBN 022074

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**AZ CORP COMMISSION
DOCUMENT CONTROL**

CORPORATION COMMISSION

STATE OF ARIZONA

Arizona Corporation Commission

MARC SPITZER

CHAIRMAN

MIKE GLEASON

COMMISSIONER

JEFF HATCH-MILLER

COMMISSIONER

JIM IRVIN

COMMISSIONER

WILLIAM A. MUNDELL

COMMISSIONER

DOCKETED

APR 21 2003

DOCKETED BY

CR

IN THE MATTER OF THE GENERIC
INVESTIGATION INTO U S WEST
COMMUNICATIONS, INC.'S NKA QWEST
CORPORATION COMPLIANCE WITH CERTAIN
WHOLESALE PRICING REQUIREMENTS AND
RESALE DISCOUNTS

DOCKET NO. T-00000A-00-0194

and

ARIZONA CORPORATION COMMISSION
Complainant,

DOCKET NO. T-01051B-02-0871

and

vs.

QWEST CORPORATION,

Respondent

MOUNTAIN TELECOMMUNICATIONS, INC.
Complainant,

DOCKET NO. T-01051B-03-0092

vs.

QWEST CORPORATION,

Respondent

**MOTION AND CONSENT OF
LOCAL COUNSEL FOR PRO HAC
VICE ADMISSION OF
MITCHELL F. BRECHER**

1 The above-named attorney, pursuant to Rule 33(c) and (d) Rules of the Supreme
2 Court, moves the court to admit Mitchell F. Brecher as counsel pro hac vice in this action.

3 Pursuant to Rule 33(d)3(c) Rules of the Supreme Court, the following exhibits are
4 attached hereto:
5

- 6 1. the original Verified Application;
- 7 2. the original Certificates of Good Standing; and
- 8 3. the State Bar of Arizona Notice of Receipt.

9 The filing fee as required by Rule 33(d) has been submitted to the State Bar of
10 Arizona. Lynda R. Vescio hereby agrees to serve as designated local counsel for the
11 subject case. A proposed order admitting Mitchell F. Brecher accompanies this motion.
12

13 DATED this 21st day of March, 2003.

14
15
16 Lynda R. Vescio
17 Lynda R. Vescio, (Local Counsel)
18
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1 **CERTIFICATE OF SERVICE**

2 I hereby certify that I have this day served the foregoing Motion and Consent of
3 Local Counsel for Pro Hac Vice Admission of Mitchell F. Brecher on all parties of record
4 in these proceedings by mailing a copy thereof, properly addressed with first class postage
5 prepaid to the following:

6 Timothy Berg
7 FENNEMORE CRAIG
8 3003 North Central Avenue
9 Suite 2600
10 Phoenix, AZ 85012

11 QWEST Corporation
12 1801 California Street
13 Suite 5100
14 Denver, CO 80202

15 Richard S. Wolters
16 Michel Singer Nelson
17 AT&T
18 1875 Lawrence Street
19 Room 1575
20 Denver, CO 80202-1847

21 Michael W. Patten
22 ROSHKA, HEYMAN & DEWULF
23 One Arizona Center
24 400 East Van Buren Street
25 Suite 800
26 Phoenix, AZ 85004
Attorneys for Cox Arizona Telecom, Inc.,
e-spire™ Communications, and McLeodUSA Telecommunications Services, Inc.

Michael Grant
GALLAGHER & KENNEDY
2575 East Camelback Road
Phoenix, AZ 85016-9225
Attorneys for Electric Lightwave, Inc., COVAD
Communications, Inc. and New Edge Networks

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Thomas H. Campbell
LEWIS & ROCA
40 North Central Avenue
Phoenix, AZ 85007
Attorneys for Rhythms Links, Inc. and Time Warner Telecom of Arizona, LLC

Thomas F. Dixon, Jr.
MCI WorldCom
707 17th Street
Denver, CO 80202

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1850 Gateway Drive
7th Floor
San Mateo, CA 94404-2467

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Jeffrey W. Crockett
Jeffrey B. Guldner
SNELL & WILMER
One Arizona Center
Phoenix, AZ 85004-2202

1 Mary E. Steele
2 DAVIS WRIGHT TREMAINE LLP
3 2600 Century Square
4 1501 Fourth Avenue
5 Seattle, WA 98101-1688
6 Attorneys for AT&T Communications of the Mountain States, Inc.

7 Marti Allbright
8 MPOWER COMMUNICATIONS
9 5711 South Benton Circle
10 Littleton, CO 80123

11 Kevin Chapman
12 Director-Regulatory Relations
13 5800 Northwest Parkway
14 Suite 125, Room I-S-20
15 San Antonio, TX 78249

16 Joyce B. Hundley
17 United States Department of Justice
18 Antitrust Division
19 City Center Building
20 1401 H Street, NW
21 Suite 8000
22 Washington, D.C. 20530

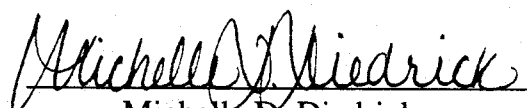
23 Lyndon J. Godfrey
24 AT&T
25 795 Folsom Street
26 Suite 2104
San Francisco, CA 94107

27 Christopher Kempley, Chief Counsel
28 LEGAL DIVISION
29 1200 West Washington Street
30 Phoenix, AZ 85007

31 Ernest G. Johnson, Director
32 UTILITIES DIVISION
33 1200 West Washington Street
34 Phoenix, AZ 85007

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Dated at Washington, D.C., this 11th ^{April} day of ~~March~~, 2003.


Michelle D. Diedrick

1 **Arizona Corporation Commission**

2
3 Qwest Corporation,)
4 Plaintiff,)
5 v.)
6 Mountain Telecommunications, Inc,)
7 Defendant.)

CASE #T 00000A 00 0194

SBA App # 1000276

8
9 **NOTICE OF RECEIPT OF**
10 **COMPLETE APPLICATION**

11 NOTICE IS HEREBY given by THE STATE BAR OF ARIZONA that it has
12 received the verified application and fee from Mitchell F. Brecher.

13 In addition to this application, applicant has made the following applications to appear
14 pro hac vice, pursuant to Rule33 (d), within the previous three (3) years:

Title of Matter	Court/Agency	Date	Granted?
Qwest (see dockets)			<input type="checkbox"/> yes <input type="checkbox"/> no
T-00000A-00-0194	Arizona Corp. Commission	03/24/00	<input type="checkbox"/> yes <input type="checkbox"/> no
T-01051B-02-0871	Arizona Corp. Commission	11/26/02	<input type="checkbox"/> yes <input type="checkbox"/> no
T-01051B-03-0092	Arizona Corp. Commission	02/13/03	<input type="checkbox"/> yes <input type="checkbox"/> no

17 Exhibit A, the original verified application and Exhibit B, the original Certificate(s) of
18 Good Standing are attached hereto.

19 DATED this 31st day of March, 2003

20 Marie Ruch
21 Marie Ruch
22 Membership Records
State Bar of Arizona

23 Original Mailed on
24 This 31st day of March , 2003 to:
25 Mr. E. Jeffrey Walsh
2375 E. Camelback Rd
Phoenix, AZ 85016-0001

A

TO PRINT

STATE BAR
of ARIZONA



For Official Use Only

App# 1000276

Pro Hac ID # P197043

**NONRESIDENT ATTORNEY
PRO HAC VICE APPLICATION**

Name: Mitchell F. Brecher

Residence Address: 31 Hollyberry Court, Rockville, MD 20852

Office Address: 800 Connecticut Avenue, NW -- Suite 500 -- Washington, D.C. 20006

Telephone: (202) 331-3152

Fax: (202) 261-0152

Title of cause or case where applicant seeks to appear: Qwest Corporation

Docket Number: T-00000A-00-0194

Court, Board, or Administrative Agency: Arizona Corporation Commission

Party on whose behalf applicant seeks to appear: Mountain Telecommunications, Inc.

Courts to Which Applicant Has Been Admitted:

Court of Appeals of Maryland

Court of Appeals of the District of Columbia

Supreme Court of the United States

U.S. Court of Appeals, District of Columbia
Circuit

U.S. District Court for the District of
Columbia

Date of Admission:

December 1973

May 1975

May 1978

March 1982

August 1981

Bar Number:

210781

Applicant is a member in good standing in such courts.

Applicant is not currently disbarred or suspended in any court.

Applicant ☐ is / ☒ is not (select one) currently subject to any pending disciplinary proceeding or investigation by any court, agency or organization authorized to discipline attorneys at law.

Jurisdiction(s) Where

Discipline Matter Pending:

Nature of Matter

Under Investigation:

Name / Address of

Disciplinary Authority:

Applicant ☐ has / ☒ has not (select one) been disciplined by any court, agency or organization authorized to discipline attorneys at law.

In the preceding three (3) years, applicant has filed applications to appear as counsel under Rule 33, Arizona Rules of Supreme Court in the following:

Title of Matter:

Docket #:

Court or Agency:

Application Granted? (Y/N)

N/A

N/A

N/A

N/A

Name of local counsel: E. Jeffrey Walsh

State Bar of Arizona Number: 009334

Address: 2375 East Camelback Road, Phoenix, AZ 85016

Telephone: (602) 445-8000 Fax: (602) 445-8100

Name(s) of each party in this cause and name and address of all counsel of record:

Party:	Counsel of Record:	Address:
<u>Qwest</u>	<u>Timothy Berg</u>	<u>3003 North Central Avenue, Phoenix, AZ 85012</u>
<u>AT&T</u>	<u>Richard S. Wolters</u>	<u>1875 Lawrence Street, Denver, CO 80202-1847</u>
<u>ACC Staff</u>	<u>Maureen Scott</u>	<u>1200 West Washington, Phoenix, AZ 85007-2996</u>
<u>Time Warner</u>	<u>Thomas H. Campbell</u>	<u>40 North Central Avenue, Phoenix, AZ 85007</u>
<u>Telecom of AZ</u>		

Applicant is including with this application a nonrefundable application fee, payable to the State Bar of Arizona, in the amount of \$348.50.

This case or cause ☐ is / ☒ is not (select one) a related or consolidated matter for which applicant has previously applied to appear pro hac vice in Arizona. If this matter is a related or consolidated with any previous application, applicant certifies the following:

Applicant certifies the following:

1. Applicant shall be subject to the jurisdiction of the courts and agencies of the State of Arizona and to the State Bar of Arizona with respect to the law of this state governing the conduct of attorneys to the same extent as an active member of the State Bar of Arizona, as provided in Rule 46(b) Rules of the Supreme Court.
2. Applicant will review and comply with appropriate rules of procedure as required in the underlying cause.
3. Applicant understands and shall comply with the standards of conduct required of members of the State Bar of Arizona.

Verification

STATE OF Washington
County of Dist. of Columbia ss.

I, the Applicant, swear that all statements in the application are true, correct and complete to the best of my knowledge and belief.

Dated: 3/12/03

Applicant's signature

SUBSCRIBED AND SWORN TO before me this 12th day of March, 2003 by
Mitchell F. Brecher
Name of Applicant

Dawn J. Clark
Notary Public
DAWN J. CLARK
NOTARY PUBLIC DISTRICT OF COLUMBIA
My Commission Expires:

B



District of Columbia Court of Appeals
Committee on Admissions
500 Indiana Avenue, N.W. — Room 4200
Washington, D. C. 20001
202/879-2710

I, GARLAND PINKSTON, JR., Clerk of the District of Columbia Court of Appeals, do hereby certify that

MITCHELL F. BRECHER

was on the 5th day of March, 1975,
duly qualified and admitted as an attorney and counselor and
entitled to practice before this Court and is, on the date
indicated below, an active member in good standing of this Bar.

In Testimony Whereof, I have
hereunto subscribed my name and
affixed the seal of this Court
at the City of Washington, D.C.
this 14th day of
March, 2003..

GARLAND PINKSTON, JR., CLERK

By: *Andy Al*
Deputy Clerk

Court of Appeals of Maryland

Annapolis, MD



CERTIFICATE OF GOOD STANDING

STATE OF MARYLAND, ss:

*I, Alexander L. Cummings, Clerk of the Court of Appeals of Maryland,
do hereby certify that on the 13th day of December, 1973,*

MITCHELL FREDERICK BRECHER

*having first taken and subscribed the oath prescribed by the Constitution and
Laws of this State, was admitted as an attorney of said Court, is now in good
standing, and as such is entitled to practice law in any of the Courts of said
State, subject to the Rules of Court.*

In Testimony Whereof, I have hereunto set
my hand as Clerk, and affixed the Seal of the
Court of Appeals of Maryland, this 14th
day of March, 2003.


Clerk of the Court of Appeals of Maryland